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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/631,828	08/01/2003	Fumio Miyagawa	300.1121	1714
21171	7590	04/22/2005	EXAMINER	
STAAS & HALSEY LLP SUITE 700 1201 NEW YORK AVENUE, N.W. WASHINGTON, DC 20005			PATEL, ISHWARBHAI B	
			ART UNIT	PAPER NUMBER
			2841	

DATE MAILED: 04/22/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

# Office Action Summary

Application No.

10/631,828

Applicant(s)

MIYAGAWA, FUMIO

Examiner

Ishwar (I. B.) Patel

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

## Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

## Status

- 1) ☒ Responsive to communication(s) filed on 25 March 2005.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

## Disposition of Claims

- 4) ☒ Claim(s) 1,2 and 5 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1,2 and 5 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

## Application Papers

- 9) ☒ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 01 August 2003 is/are: a) ☐ accepted or b) ☒ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

## Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some \* c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

## Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date \_\_\_\_\_.
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: \_\_\_\_\_.

## **DETAILED ACTION**

### ***Election/Restrictions***

1. Applicant's election without traverse of specie I, claims 1, 2 and 5 in the reply filed on March 25, 2005 is acknowledged.

### ***Priority***

2. Acknowledgment is made of applicant's claim for foreign priority under 35 U.S.C. 119(a)-(d). Also acknowledged is the receipt of the priority documents, which have been placed of record in the file.

### ***Drawings***

3. The drawings are objected to because the figures are improperly cross hatched. All of the parts shown in section, and only those parts, must be cross-hatched. The cross-hatching patterns should be selected from those shown on page 600-114/115 of the MPEP based on the material of the part. Parts in the plan view may be shown with different shading. See also 37 CFR 1.84(h)(3) and MPEP § 608.02.

Corrected drawing sheets in compliance with 37 CFR 1.121(d) are required in reply to the Office action to avoid abandonment of the application. Any amended replacement drawing sheet should include all of the figures appearing on the immediate prior version of the sheet, even if only one figure is being amended. The figure or figure number of an amended drawing should not be labeled as "amended." If a drawing figure is to be canceled, the appropriate figure must be removed from the replacement sheet,

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and where necessary, the remaining figures must be renumbered and appropriate changes made to the brief description of the several views of the drawings for consistency. Additional replacement sheets may be necessary to show the renumbering of the remaining figures. Each drawing sheet submitted after the filing date of an application must be labeled in the top margin as either "Replacement Sheet" or "New Sheet" pursuant to 37 CFR 1.121(d). If the changes are not accepted by the examiner, the applicant will be notified and informed of any required corrective action in the next Office action. The objection to the drawings will not be held in abeyance.

### ***Specification***

4. The abstract of the disclosure is objected to because of the presence of the legal phraseology "consisting", (line 1). Correction is required. See MPEP § 608.01(b).

5. The disclosure is objected to because of the following informalities: (a) "substrate 22", should be - - substrate 26 - -, page 4, paragraph [0017], line 7.

Appropriate correction is required.

### ***Claim Rejections - 35 USC § 102***

6. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

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7. Claims 1, 2 and 5 are rejected under 35 U.S.C. 102(b) as being anticipated by Tessier et al., US patent No. 5,789,815

**Regarding claim 1**, Tessier et al., in an alternate embodiment of figure 1 (column 4, line 54-55), discloses a housing preform comprised of a bendable plate member (12,16,26 and 46 made of flex tape 56) inside of which is formed electronic components (18-20, 28-30, 38-40 and 48-50) and interconnects (patterned copper foil providing an electrical interconnect and plurality of patterns for connecting the components, column 4, line 20-35) for electrically connecting said electronic components.

**Regarding claim 2**, Tessier et al., further discloses said plate member comprised of a flexible substrate (flexible substrate 56, column 4, line 20-23 and 54-56) and a flexible protective film (non conductive insulating adhesive film, such as polyimide film, column 5, line 3-7) burying and covering said electronic components.

**Regarding claim 5**, Tessier et al., further discloses said plate member is of the shape of the housing unfolded flat (see figure 1).

8. Claims 1, 2 and 5 are rejected under 35 U.S.C. 102(b) as being anticipated by Vu et al., US Patent No. 6,027,958.

**Regarding claim 1**, Vu et al., in figure 11, column 9, line 24-39, discloses a housing preform comprised of a bendable plate member (layers with surface 1100 and 1102) inside of which is formed electronic components (1104) and interconnects (1106) for electrically connecting said electronic components.

**Regarding claim 2**, Vu et al., further discloses said plate member comprised of a flexible substrate (layers with surface 1100 and 1102) and a flexible protective film (1105) burying and covering said electronic components.

**Regarding claim 5**, Vu et al., further discloses said plate member is of the shape of the housing unfolded flat (column 9, line 27-28).

### ***Conclusion***

9. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Kondo, US Patent No. 6,469,903, in figure 1, discloses a housing preform comprised of bendable plate member (flexible printed circuit board 11) with components (21, 20, 19, 24, 25, 22 and 23) mounted on it.

Matsumoto et al., in figure 1C, discloses a bendable housing with components, interconnect and flexible substrate (14), wherein the components are covered by a resin coat.

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Any inquiry concerning this communication or earlier communications from the examiner should be directed to Ishwar (I. B.) Patel whose telephone number is (571) 272 1933. The examiner can normally be reached on M-F (8:30 - 5:00).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Kamand Cuneo can be reached on (571) 272 1957. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Ishwar (I. B.) Patel  
Examiner  
Art Unit: 2841  
April 13, 2005